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GOO KIM PROTESTS

Against Assimilation of Laws of Hawaii and U. S.

OBJECTS TO EXCLUSION ACT

Thinks it Would be Better to Wait Awhile.

How the Act Works Along Canadian Border—Prohibition Not Effectuated.

Some weeks ago an item appeared in this paper to the effect that it was the intention of Goo Kim Fui, Chinese Consular Agent, to protest against the annexation of the Islands to the United States. The rumor could not be verified at the office of Goo Kim, in fact, that gentleman denied it, and said any action of that nature would, of necessity, have to be taken by the Chinese representative at Washington.

That Consular Agent Goo Kim had a protest in his mind was true, however, but it was not against the annexation of the Islands—the matter was not so deep as that. Mr. Goo Kim had heard that this Government proposed placing an embargo on Chinese immigration to this country, and at the time of the rumor, a few weeks ago, he was turning over in his mind the idea of entering a formal protest against it. The plan has hung, nebular like, over the Government in the interval, until Thursday, when Minister Cooper received a formal note to the effect that Mr. Goo Kim Fui, in his capacity as Consular Agent, would have to protest against the apparent assimilation of the laws of Hawaii to those of the United States, and he intimated that, until the two Governments were under one head, the Exclusion Act could hardly be enforced in Hawaii. No action has yet been taken on the letter, and it is extremely doubtful if any will.

Goo Kim intimated that the laws governing the Chinese or other immigration to the United States were probably more stringent than those of Hawaii, and under the circumstances, their enforcement would be unjust to the Chinese. The Government feels that it owes allegiance, primarily, to the United States, the treaty of annexation having been already confirmed by the Hawaiian delegates, who were in Washington when the treaty was presented.

The Geary Exclusion Act in the United States is one of those prohibitory laws which does not always prohibit. Ever since the act went into existence, quite a thriving business has been done along the Canadian border in smuggling Chinese across the line. Some men—not always Americans—have waxed rich on it. Along the Sound the method has been to take the Chinamen in small boats at Victoria and dump them anywhere along the Sound. Frequently the men are captured and sent back to China.

Back in the East, anywhere along the Vermont line, they have a different style of doing business. Many of the Chinese who buy tickets over the Canadian line, through from Asiatic ports to New York have never set eyes on America before. According to arrangements made far in advance, one of the passengers will drop off the train at an out-of-the-way town in Vermont. Immediately he is pounced upon by an officer and told that he has no legal right in the country, and will have to go back to China. The man employs a lawyer and the case goes to court. The Chinaman states on the stand that he was born in a certain locality in San Francisco, and offers as corroborative testimony the statement of an old Chinaman, who appears in court and claims the young man as his son.

The attorney for the Chinaman rests his case and the prosecutor objects. Much to the discomfort of the prosecuting attorney, who claims fraud, but has no way of proving it at the time, and no money to pay out to bring witnesses from San Francisco. The Judge has no other alternative than to dismiss the case and the Chinese—father and son go on their way rejoicing. But the elder Chinaman is one of those convenient old chaps who is willing to father "any old thing," for a consideration, that is his business and he makes a good living at it. A day or a week later his services may be required in a similar capacity somewhere else in the State, and he is always on time to meet his obligations of this character.

Thus far the authorities have been unable to put a complete stop to the illegal landing of the Chinamen in the United States, though they have checked it to a limited extent. It may be effectually ended only by the passage of laws applicable to the case.

It will be even more difficult to enforce the Exclusion Act, so far as Hawaii is concerned, after annexation takes place. Distance and the absence of a cable would make it extremely difficult to prove statements made by these wandering fathers, even though the Chinese registration act would be enforced here.

A.G.S. HAWES DEAD

The British Commissioner Expires on Hawaii.

Remains Expected to Arrive on Steamer Kinau Today.

Word reached the city by the Waialeale at 5:30 this morning of the death of Captain A. G. S. Hawes, H. B. M. S. Commissioner and Consul General, in Hilo, Hawaii, on Thursday night last from carbuncle.

The remains will arrive by the Kinau this afternoon.

MONDAY'S GAME.

Naval Men Will Protest on Tuesday Morning.

The naval officers have already decided to protest next Monday's game within 24 hours after its termination, no matter how the score stands. There was a tacit understanding between the captains of the nines that no real ball players would play on the town team. Now, it transpires that Willie Lucas, the sometime crack twirler of the Honolulu team, has been conscripted into the town team. Influence will be brought to bear on the naval lads not to protest, if they win the game.

The suggestion to charge a 25-cent admission fee is viewed with favor by the ladies, but the gentlemen are a little shy about expressing an opinion. But few ladies will go unaccompanied by gentlemen.

In the absence of especially padded knickerbockers, the tennis players on the town team have filed a request with Chan Wilder, manager of the grounds, to have the base lines sprinkled liberally with paddy hulls.

In order that the game may have some novel features, the captain of the naval team will change the position of his men at the beginning of each inning, so that he cannot be charged with favoritism; he wants each man to have an equal chance. Chairs will be provided for town men in the outfield, for it is expected that Lucas will strike out the naval lads. The game will be full of interest from the time the first man goes to bat. The newspaper reporters will hold a meeting this afternoon to take action on the probable appointment of a lady scorer.

SMOKER TONIGHT.

An Excellent Program Has Been Arranged by Committee.

One of the big events for tonight is the Honolulu Cricket Club smoker, for which the various committees appointed to take charge of the affair have made the most elaborate arrangements. The American League hall will be prettily decorated, and at 8 o'clock the doors will be opened to the large number of people who have bought tickets. The program, as arranged by the committee, is an excellent one. Following is a list of the people who will take part: Professor Howard of Punahou, Dr. St. Clair, Professor Berger, Theo. Wolff, J. Macdonald, D. Shanks, C. A. Doyle, M. Brash, Gus Murphy, W. L. Stanley, E. L. Scovell, W. H. Henshall and officers from the Penguin. The Hawaiian Quintet Club will give three rousing numbers. Carl Metz will be the accompanist of the evening.

WHITNEY SAYS NO

Casts Deciding Vote on Recent Star Protest.

JULY 5TH GAME A PROTEST

St. Louis Captain Asks Pertinent Question.

Decision of Umpire Angus Is Upheld—Carter and Thompson Give Some Explanations.

A special meeting of the Baseball League was held in the Chamber of Commerce hall yesterday at 12:30 p. m. for the purpose of considering the protest made by the Star Baseball Team in regard to the second game of Saturday, July 31st. There were present President H. M. Whitney, Jr., Manager Carter, Vice-Captain Percy Lishman, Lionel Hart of the Stars and Captain Thompson of the St. Louis team.

The meeting was called to order, and Secretary Hart read the protest of the Stars, through its manager, J. O. Carter, Jr., and approved by Vice-Captain Lishman. The protest was to the effect that the Star Baseball Team called for a reversal of the decision of Umpire Angus in calling the game a draw, and sustaining the position taken by Captain Thompson of the St. Louis Club. Captain Wilder had no right to make the agreement. The manager alone was the one to attend to such affairs, and he had decided before the game that in the event of the St. Louis boys not making a run in their half of the ninth inning, the game should be proceeded with. The protest called attention to the rules of '96, in which rain or darkness alone could stop the progress of the game. There had been neither.

In reply to a question by Manager Carter, Captain Thompson said that he had no objection to Lishman's acting in Wilder's place.

Manager Carter spoke as follows in regard to the protest: "There had been a good deal of talk about the decision of the league in the games of July 5th, and in order to get the St. Louis team back into line again, certain action was taken. The St. Louis gave us the two runs we were entitled to, and the Stars decided to go over the decision of the league and play the game out, with the provision that, in case the St. Louis boys should fail to make a run in their half of the ninth inning, the game should be played out. The St. Louis team objected. In case of a tie at the end of the ninth, they wanted the remainder of the game played at another date. I went to see Captain Wilder, and got there as the conversation between him and Captain Thompson had been finished. I objected to the agreement the two had made, but the St. Louis team chose to go on and play over my objection. The umpire had no right to call the game tie. We were willing to go on. The umpire did not agree with that view. Now we want the league to do it."

The president called for a motion, and Manager Carter moved that the protest be allowed. This was seconded by Lishman.

Captain Thompson: "I should like, first of all, to ask Manager Carter, what rule of '96 gives him the right to make arrangements for the club any more than the captain? Where is such a thing specifically stated?"

Manager Carter: "The manager has full charge of the team. I don't say that the rules specify that I am to make all arrangements."

Captain Thompson: "About this matter, I should like to say that I had a conversation with Captain Wilder in the presence of Mr. W. C. Wilder, Jr. He declined for quite a while to listen to our proposition, but finally agreed. Carter did not address me at all, but spoke to Captain Wilder. I asked the latter if the agreement we had made held, and upon receiving a reply in the affirmative, turned away and left. I am reported in the morning paper as having turned away with an 'insulting sneer.' That is not a fact. Carter did not address me at all. Furthermore, I should think that an agreement between two captains would be sufficiently binding. The manager had ample

time before the game to call a meeting of the league, if he did not like Captain Wilder's agreement with me. The public understood well enough what the agreement was. This course would have been a little better than leaving the matter until the last moment. If Manager Carter cannot show that he alone has the sole power to act in such things, then the protest should be set aside."

Manager Carter: "You were there when I objected, and I addressed my conversation to both you and Captain Wilder. You say I had ample time to call a meeting of the league and have the agreement set aside. I did not consider the agreement binding for one moment, and, therefore, did not consider it worth the while to follow up the thing. As you were leaving, you turned around and said: 'The agreement has been made with Wilder.'"

Captain Thompson: "I have another objection to interpose. There is nothing in that protest to show that it was made on the grounds. I believe that the rules require that."

The question was then put, Carter and Lishman, aye; Thompson, with Pat Gleason's proxy, no. Vote, 2 to 2.

President Whitney was called upon to cast the deciding vote and, in doing so, spoke as follows: "I was partly instrumental in getting Thompson and Wilder together; in other words, I was a kind of go-between. Thompson and Wilder both held out, but finally the latter agreed to the proposition of the former, and the thing was settled. I don't know, by the rules, who has the say in a matter of the kind—the manager or the captain. However, I can say that I have seen and played baseball on the islands for the last 14 or 15 years, and the captains of the teams have always been the ones to make agreements. If Wilder wanted to set aside the rules and make an agreement, my opinion is that it holds. Thompson acted in good faith when he made the agreement with Wilder. It would be unfair and unjust for me to take the game away from the St. Louis, and I vote that the protest of the Stars be not allowed."

Manager Carter: "How about the previous decision of the league? The game of July 5th was given to the Stars. No meeting has been held since that time, and I hold that the game is still ours by right."

President Whitney: "The Stars made a concession, and there was an agreement on all sides. I have voted not to allow your protest, and I shall stick by it."

Captain Thompson moved to adjourn and seconded his own motion. Carried.

AT CAMP FISHER.

Permission to Have Physical Drill on Sunday Denied.

For some time past Capt. Paul Smith has been drilling the members of Company A in the various movements set forth in Captain Cochran's physical drill. The men have been apt pupils and have thoroughly learned how to swing their muskets to the tune of "Daisy Bell" and other one-time popular airs.

It was the intention of the captain to put his company through the drill while at Camp Fisher, and he went so far as to ask Minister Cooper for permission to do so. Yesterday the Minister learned that it was the captain's intention to have the exhibition during the intermission at the band concert on Sunday. The Minister at once notified Captain Smith that this could not be allowed, as it would be a departure from the original purpose for which the concerts were established. The drill at that time, therefore, with the aid of the band, will not take place.

A chime made of 18 bronze tubes arranged to two parallel rows and struck by hammers working from a keyboard has been set up in the town hall of Levallois-Perret, near Paris. The tubes vary in length from 4½ to 9 feet and in weight from 57 to 100 pounds.

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